THE HON'BLE SRI JUSTICE R.SUBHASH REDDY

W.P.No.3601 of 2006

DATED:24.02.2006

BETWEEN:

A. Veeranjaneya Prasad ..Petitioner

And

The Motor Vehicle Inspector, Gunthakal, Ananthapur District. and another

..Respondents

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ORDER:

Heard the learned counsel for the petitioner and the learned Government Pleader for Transport.

This writ petition is filed questioning the seizure of the petitioner's Tractor bearing No.GJ 12 K 0337 and its Trailer No.GJ 12 V 4065 on 10.02.2006 by the first respondent.

The check report prepared at the time of seizure of the vehicle in question discloses that there are certain allegations with regard to violation of the provisions of the Motor Vehicles Act and Rules made thereunder.

With regard to the allegations made, it is for the second respondent to conduct enquiry into those allegations and pass final orders. As the enquiry takes some time, I dispose of the writ petition directing the respondents to release the vehicle in question on condition of the petitioner depositing Rs.5,000/- (Rupees five thousand only) and also on furnishing an undertaking that he will not alienate, transfer, encumber or create any third party interest over the vehicle in question till the final orders are passed by the second respondent pursuant to the seizure. It is made clear that the amount deposited and undertaking given by the petitioner are subject to the final orders to be passed by the second respondent in the enquiry.

Subject to the above direction, the writ petition is disposed of at the stage of admission.

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R.SUBHASH REDDY, J

Dated:24.02.2006

NOTE: Furnish C.C. by 25.02.2006

(B/o) GJ